THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.26153 of 2006

Dated:18.12.2006

Between
B.Gopal
Naik

.....Petitioner

and

1.The Mandal Revenue Officer,
Talupula Mandal, Anantapur District
and others.

…Respondent

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.26153 of 2006

ORDER:

This writ petition is filed seeking to declare the proceedings in Dis.No.K4/532/2006 dated 24.11.2006 of the 3rd respondent as arbitrary and illegal and violative of A.P.P.D.S (Control Order) 2001.

It appears that under the impugned order dated 24.11.2006, the 3rd respondent-Joint Collector, Anantapur disposed of the appeal purported to have been filed by the petitioner being aggrieved by the proceedings in Rc.No.1210/067/C, dated 2.9.2006 passed by the 2nd respondent-Revenue Divisional Officer Penukonda, directing the 2nd respondent to complete the enquiry, within six weeks from the date of receipt of the order. In spite

of such direction being given by the 3rd respondent-Joint Collector, the 2nd respondent did not conduct any enquiry. Further, the suspension-cum show cause notice dated 2.9.2006 does not indicate any specific allegations against the petitioner and that they are general in nature.

Hence, I am of the opinion that against such trivial charges, there is no necessity to suspend the authorization held by the petitioner in the public interest.

In view of the above, the respondents are directed to continue the petitioner's authorization during pendency of the detailed enquiry contemplated into the matter by the 2nd respondent by suspending the order dated 2.9.2006. Further, the 2nd respondent-Revenue Divisional Officer shall complete the enquiry as expeditiously as possible.

With the above direction, writ petition is disposed of. No costs.

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18-12-2006

Note:

Issue operative portion by wire
at party’s costs.
(B.O) rkk.